

IC 20-49-8.2

Chapter 8.2. Shortfall Loan

IC 20-49-8.2-1

"Eligible school corporation"

Sec. 1. As used in this chapter, "eligible school corporation" refers to a school corporation located in a county that has been reassessed under IC 6-1.1-4-32.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-2

"Fund"

Sec. 2. As used in this chapter, "fund" refers to the common school fund in the custody of the treasurer of state.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-3

"Loan"

Sec. 3. As used in this chapter, "loan" means a loan made from the fund under the provisions this chapter.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-4

Loans to eligible school corporations

Sec. 4. The state board may loan money to an eligible school corporation that has experienced a shortfall of at least five percent (5%) in the collection of property tax levies in the current year or the preceding years for the eligible school corporation's general fund as a result of any of the following:

- (1) Erroneous assessed valuation amounts provided to the eligible school corporation.
- (2) Erroneous figures used to determine the eligible school corporation's general fund property tax rate.
- (3) A change in the assessed valuation of property as the result of appeals under IC 6-1.1 or IC 6-1.5.
- (4) The payment of refunds that resulted from appeals under IC 6-1.1 or IC 6-1.5.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-5

Application for loan

Sec. 5. An eligible school corporation that desires to obtain a loan under this chapter must submit an application to the state board on forms prescribed by the state board after consulting with the department and the state budget agency.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-6

Terms of loan; maximum duration

Sec. 6. (a) Subject to subsection (b), the state board shall

determine the terms of a loan after consulting with the department. The state budget agency must approve the terms of a loan before the loan is made.

(b) An eligible school corporation receiving a loan under this chapter must be repay the loan within thirty-six (36) months of the date on which the loan is made.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-7

Tax levy

Sec. 7. An eligible school corporation that obtains a loan under this chapter may annually levy a tax in the debt service fund to repay the loan.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-8

Excessive tax levy not allowed if loan granted

Sec. 8. If the state board recommends that an eligible school corporation receive a loan under this chapter, the eligible school corporation may not request an excessive tax levy for the same amount.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-9

Repayment of loan before maximum duration not prohibited

Sec. 9. This chapter may not be construed to prohibit an eligible school corporation from repaying a loan under this chapter before the date specified in section 6(b) of this chapter.

As added by P.L.211-2007, SEC.46.

IC 20-49-8.2-10

Expiration

Sec. 10. This chapter expires December 31, 2010.

As added by P.L.211-2007, SEC.46.